

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

**LAURI VALJAKKA,**

Plaintiff,

v.

**NETFLIX, INC.,**

Defendant.

Case No. 4:22-cv-01490-JST

**JOINT CASE MANAGEMENT  
STATEMENT**

Date: October 22, 2023

Time: 2:00 p.m.

Judge: Hon. Jon S. Tigar

Appearances By Zoom

Plaintiff Lauri Valjakka (“Valjakka”), Defendant Netflix, Inc. (“Netflix”) (collectively “the Parties”), hereby submit this Joint Case Management Statement pursuant to the Court’s Order, Dkt. No. 295.

**I. JURISDICTION AND SERVICE**

This is a patent infringement action under the patent laws of the United States, Title 35 of the United States Code. The Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. §§ 1331 and 1338(a) because this action involves claims arising under the patent laws of the United States, 35 U.S.C. § 1, *et seq.* This Court has jurisdiction over Netflix’s CUVTA counterclaim pursuant to 28 U.S.C. § 1367.

The Parties do not contest that this Court has personal jurisdiction over the Parties or that venue is proper and convenient.

**II. FACTUAL BACKGROUND****Netflix’s Statement**

On January 8, 2024, this Court granted Netflix’s motion for summary judgment, finding that Mr. Valjakka did not have standing to assert his only remaining patent, the ’167 Patent.

On September 21, 2023, this Court granted Netflix’s Motions For a Preliminary Injunction and for Motion To Amend The Schedule To Allow California Uniform Voidable Transactions Act

1 (“CUVTA”) Discovery. Dkt. Nos. 127, 129, 202, and 204. Specifically, on September 28, 2023,  
 2 the Court granted Netflix’s request for CUVTA discovery from Mr. Valjakka, “Netflix may take  
 3 the following discovery: (i) one three (3) hour deposition of Valjakka limited to the CUVTA issue,  
 4 (ii) one three (3) hour deposition of CDN Licensing’s CEO limited to the CUVTA issue, (iii) a  
 5 single discovery request seeking documents related to the formation and purpose of CDN  
 6 Licensing, (iv) five (5) interrogatories limited to the CUVTA issue, and (v) five (5) requests for  
 7 admission limited to the CUVTA issue.” Dkt. No. 183. Netflix has thus far taken the deposition  
 8 of Mr. Valjakka and served three (2) interrogatories. Netflix will serve the remaining granted  
 9 CUVTA discovery shortly.

10 Through discovery granted by this Court, Netflix learned that Valjakka’s litigation funder,  
 11 AiPi, is in control of Valjakka’s litigation against Netflix. Netflix moved to join AiPi under Rule  
 12 19. Dkt. No. 217. The Court denied that motion (Dkt. No. 284) but clarified the case schedule to  
 13 make clear that Netflix could seek Rule 45 discovery over AiPi. Dkt. Nos. 285, 293.

14 Netflix served Rule 45 discovery upon AiPi in January 2024. AiPi has moved to quash  
 15 Netflix’s subpoena three (3) times. Briefing is in progress on AiPi’s third motion to quash, and a  
 16 hearing is set for October 25, 2024 at 10 am EST on said motion. Case No. 1:24-mc-00002-LMB-  
 17 WEF.

18 If discovery over AiPi confirms it to be appropriate, Netflix intends to file a motion for  
 19 summary judgment in favor of its CUVTA counterclaim.

### 20 **Valjakka’s Statement**

21 On January 8, 2024, this Court granted Netflix’s Motion for Summary Judgment in part  
 22 based upon the fact that Mr. Valjakka did not have title to the ‘167 patent when he filed suit.  
 23 Dkt. No. 257 at 9-13. In June of 2024, Mr. Valjakka challenged the Finnish court’s ownership  
 24 determination by appeal, as allowed under the laws of Finland.

### 25 **III. DISPUTED LEGAL ISSUES**

26 For the purpose of the CMC alone, there are no disputed legal issues.

1           **IV.           MOTIONS**

2           For the purpose of the CMC alone, the motions to be discussed are:

- 3           • Netflix's CUVTA motion for summary judgment (forthcoming assuming AiPi  
4           discovery confirms).

5           **V.           AMENDMENT OF PLEADINGS**

6           None.

7           **VI.          EVIDENCE PRESERVATION**

8           The Parties have filed a stipulated Protective Order. ECF No. 56.

9           **Netflix's Statement**

10          Netflix timely issued a litigation hold to individuals related to this action.

11          **VII.       DISCLOSURES**

12          The Parties served initial disclosures on May 31, 2022, pursuant to Fed. R. Civ. P. 26.  
13          Netflix then served amended initial disclosures on July 1, 2022.

14          **VIII.       DISCOVERY**

15          **Netflix's Statement**

16          Netflix needs Rule 45 discovery from AiPi. This discovery is relevant to Netflix's  
17          CUVTA allegations against Valjakka, including liability, and will be relevant to Rule 65 post-  
18          judgment discovery.

19          In his June 24, 2024 call to counsel for Netflix, Mr. Ramey also stated that Mr. Hietalahti  
20          stated that Mr. Valjakka agreed to allow additional discovery of AiPi's relationship to  
21          Valjakka's litigation. Netflix emailed this CMC statement to Mr. Valjakka on October 10, 2024,  
22          ccing Messrs. Ramey and Hietalahti.

23          **Valjakka's Statement**

24          Valjakka does not oppose discovery of AiPi except as to all attorney-client  
25          communications between Valjakka and Ramey LLP; all attorney-client communications  
26          between AiPi and Valjakka; and, all attorney-client communication between Whitestone and  
27          Valjakka.  
28

**IX. CLASS ACTION**

This case is not a class action.

**X. RELATED CASES**

The '167 patent and the '102 patent were also at issue in the following related proceedings in Western District of Texas: *Valjakka v. Cisco Systems, Inc.*, Case No. 6:21-cv-00944; *Valjakka v. Amazon.com, Inc. et al.*, Case No. 6:21-cv-00945; *Valjakka v. Apple, Inc.*, Case No. 6:22-cv-00003; *Valjakka v. Google LLC*, Case No. 6:22-cv-00004; *Valjakka v. Intertrust Tech. Corp.*, Case No. 6:22-cv-00234; *Valjakka v. Philips North America LLC*, Case No. 6:22-cv-00226; and *Valjakka v. Sony Interactive Entertainment LLC*, Case No. 6:22-cv-00005. Those proceedings have now settled.

Netflix also filed a petition for *inter partes* review of the '167 patent on September 23, 2022. *Netflix, Inc. v. Valjakka*, IPR2022-01568, Paper 2 (P.T.A.B. Sep. 23, 2022) and a petition for *inter partes* review of the '102 patent on January 3, 2023. *Netflix, Inc. v. Valjakka*, IPR2023-00423, Paper 2 (P.T.A.B. Jan. 2, 2023).

On August 7, 2023, The PTAB denied the Netflix's petition for IPR on the Lauri Valjakka's US'102 Patent and on March 18, 2024, The PTAB terminated the IPR and Denied Netflix's Request to Enter an Adverse Judgment Against Patent Owner of the US'167 Patent, Lauri Valjakka.

**XI. RELIEF**

Netflix seeks a CUVTA summary judgment motion after sufficient time to complete Rule 45 discovery over AiPi.

**XII. EXPEDITED TRIAL PROCEDURE**

The case is set for trial on October 6, 2025.

**XIII. SCHEDULE**

The Court ordered a revised schedule on September 17, 2024 (Dkt. 293, excerpted below):

Event	Deadline	New Dates
CUVTA fact discovery cut-off	September 27, 2024	March 27, 2025
Dispositive motion hearing deadline (CUVTA)	December 12, 2024	June 12, 2025
Pretrial conference statement due	February 28, 2025	August 29, 2025
Pretrial conference	March 7, 2025, at 2:00 p.m.	September 5, 2025 at 2:00 p.m.
Trial	April 7, 2025, at 8:00 a.m.	October 6, 2025 at 8:00 a.m.

**XIV. TRIAL**

Both Parties have requested a trial by jury. The CUVTA issue should be triable in 1-2 days.

**XV. DISCLOSURE OF NON-PARTY INTERESTED ENTITIES OR PERSONS**

On April 27, 2022, Valjakka filed a Certificate of Interested Parties and Entities pursuant to Civil Local Rule 3-15. (ECF No. 36).

On April 26, 2022, Netflix filed a Certificate of Interested Parties and Entities pursuant to Civil Local Rule 3-15. (ECF No. 34).

On September 21, 2023, Valjakka filed aa Amended Certificate of Interested Parties and Entities pursuant to Civil Local Rule 3-15. (ECF No. 174).

**XVI. PROFESSIONAL CONDUCT**

All attorneys of record for the Parties have reviewed the Guidelines for Professional Conduct for the Northern District of California.

Dated: October 11, 2024

Respectfully submitted,

Lauri Valjakka

/s/

Lauri Valjakka (*pro se*)

*Appearing pro se*

Dated: October 14, 2024

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